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JOHNNIE DAVIS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHNNIE DAVIS,) No. C-05-1341-MMC
)
Plaintiff,) STIPULATION ALLOWING PLAINTIFF
) TO FILE FIRST AMENDED
v.) COMPLAINT AND MUNICIPAL
) DEFENDANT TO RESPOND; ORDER
CITY AND COUNTY OF SAN FRANCISCO;) [DEMAND FOR JURY TRIAL]
OFFICER SCHAFFER (#1749); OFFICER)
ETCHEBER (#1821); OFFICER NASTARI)
(#1766); OFFICER TRAIL (#921); INSP.)
HALLORAN (#772); and, DOES 1-60,)
)
Defendants.)
_____)

PLAINTIFF AND DEFENDANT CITY & COUNTY OF SAN FRANCISCO HEREBY
STIPULATE, THROUGH COUNSEL OF RECORD, AS FOLLOWS:

Counsel for the stipulating parties have met and conferred over status of the pleadings, specifically the proposed complaint Plaintiff included as an attachment in his motion for leave to file a first amended complaint. Counsel for the City & County of San Francisco has agreed to permit filing of a revised version of that first amended complaint, a true and correct copy of which is attached hereto.

STIPULATION ALLOWING PLAINTIFF TO FILE FIRST
AMENDED COMPLAINT AND MUNICIPAL DEF.
TO RESPOND; ORDER
Davis v. San Francisco, et al. (No. C-05-1341)

1 The City & County of San Francisco shall respond to the attached proposed amended
2 complaint after filing and service by mail on the Office of the City Attorney.

3
4 Date: 09/15/05

/S/
Law Office of Russell A. Robinson
Attorneys for Plaintiff
JOHNNIE DAVIS

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6
7 Date: 09/14/05

/S/
PETER J. KEITH, Deputy City Attorney
City & County of San Francisco
Attorneys for Defendant
CITY & COUNTY OF SAN FRANCISCO

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9
10
11 **ORDER**

12 Good cause appearing, the Court hereby orders as follows:

13 Plaintiff may electronically file the proposed first amended complaint (as revised), and
14 shall serve it by mail on counsel for Defendant City & County of San Francisco. The October 7,
15 **IT IS SO ORDERED.** 2005 hearing on plaintiff's motion for leave to amend is
hereby VACATED.

16
17 Date: September 16, 2005


HONORABLE MAXINE M. CHESNEY
JUDGE, USDC Northern Dist. Of Cal.